

## ORDINANCES AND RESOLUTIONS PASSED BY COUNCIL JUNE 07, 2017

---

### ORDINANCES

#### **201700765 - ORD# 0120-2017**

ORDINANCE submitted by Harry Black, City Manager, on 5/24/2017, authorizing the City Manager to apply for, accept, and appropriate a Services, Training, Officers, and Prosecutors ("STOP") Violence Against Women Act grant (CFDA No. 16.588) for up to \$80,000 from the State of Ohio, Department of Public Safety, Office of Criminal Justice Services, to provide funding for the Domestic Violence Advocate Program of the Women Helping Women Program; and AUTHORIZING the Finance Director to deposit the STOP Violence Against Women Act grant funds from the Ohio Department of Public Safety, Office of Criminal Justice Services into the Law Enforcement Grant Fund 368, Project Account No. 17VAWA.

#### **201700793 - ORD# 0121-2017**

ORDINANCE, submitted by Councilmember Sittenfeld, from Paula Boggs Muething, City Solicitor, DETERMINING that upon finalizing the sale of the City's remaining Blue Ash Airport property, the amount up to \$7,800,000 in proceeds from that sale shall be placed into a Special Reserve Account to be used for permanent improvements to strengthen the City's safety net to maintain needed vital infrastructure public safety and deliver high-quality basic services, even the in the event of a national economic downturn; and further ALLOCATING approximately \$500,000 from the original Blue Ash Airport sale proceeds to Funds 861 and 871 related to the Vernon Manor Phase II project; and further AUTHORIZING the City Manager to take all appropriate action to establish such Special Reserve Account and to deposit up to \$7,800,000 from the sale into the account; and further AUTHORIZING the allocation of approximately \$500,000 from the original Blue Ash Airport sale proceeds to Funds 861 and 871 related to the Vernon Manor Phase II project.

#### **201700797 - ORD# 0122-2017**

ORDINANCE submitted by Harry Black, City Manager, on 6/1/2017, establishing new capital improvement program project account no. 980x233x172326, "Auburn Avenue Improvements Grants," and no. 980x233x172327, "Galbraith Road Bridge Grants"; AUTHORIZING the City Manager to accept and appropriate grants totaling \$6,181,000 from the State Capital Improvement Program or the Local Transportation Improvement Program as awarded by the Ohio Public Works Commission Funding Round 31, according to the attached table; AUTHORIZING the City Manager to accept and appropriate a zero-interest loan in the amount of up to \$2,125,000 for the purpose of providing a local match for these grant resources, according to the attached table; and further AUTHORIZING the City Manager to enter into any agreements necessary for the receipt and administration of these grant resources.

#### **201700798 - ORD# 0123-2017**

ORDINANCE submitted by Harry Black, City Manager, on 6/1/2017, authorizing the City Manager to apply for grants from the Congestion Mitigation/Air Quality Program ("CMAQ") through the Ohio-Kentucky-Indiana Regional Council of Governments awarded by the Ohio Statewide Urban CMAQ Committee to provide for the timely completion of several transportation projects managed by the Department of Transportation & Engineering.

**201700757 - ORD# 0124-2017**

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 5/24/2017, approving and authorizing the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with 1228 McMillan LLC, thereby authorizing a 12-year tax exemption for 100% of the value of the improvements made to real property located at 1228 E. McMillan Street in the Walnut Hills neighborhood of Cincinnati in connection with the remodeling of the W.J. Williams YMCA building thereon into residential and commercial space, which remodeling shall be completed at a total construction cost of approximately \$3,000,000.

**201700766 - ORD# 0125-2017**

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 5/24/2017, establishing two new capital improvement program project accounts, account no. 980x233x172357, "Western Hills Viaduct Replacement Non-Local Grants," and account no. 980x233x172359, "Western Hills Viaduct Replacement Local Grants"; AUTHORIZING the City Manager to accept and appropriate, and to do all things necessary to receive, non-local grants totaling \$18,238,411.11 from the State of Ohio, Department of Transportation (CFDA 20.205); and AUTHORIZING the City Manager to accept and appropriate, and to do all things necessary to receive, local grants totaling up to \$1,500,000 from Hamilton County and the Hamilton County Transportation Improvement District, for the design, real estate acquisition, utility relocation, and construction for the replacement of the Western Hills Viaduct.

**201700800 - ORD# 0126-2017**

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 6/5/2017, approving and authorizing the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Active Day OH, Inc. and TLAAT 7 LLC, an affiliate of Neyer Management, thereby authorizing a 12-year tax exemption for 100% of the value of the improvements made to real property located at 1125 Towne Street in the Bond Hill neighborhood of Cincinnati in connection with the remodeling of and expansion of the building thereon into commercial space, which remodeling shall be completed at a total construction cost of approximately \$850,000.

**201700801 - ORD# 0127-2017**

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 6/1/2017, approving and authorizing the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Broadway Building Investors, Ltd., thereby authorizing a 12-year tax exemption for 100% of the value of the improvements made to real property located at 824 Broadway Street in the Downtown neighborhood of Cincinnati in connection with the remodeling of the building on the property into residential space, which remodeling shall be completed at a total construction cost of approximately \$8,650,000.

**201700802 - ORD# 0128-2017**

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 6/1/2017, approving and authorizing the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement (LEED or Living Building Challenge) with Gardner Capital Development Ohio, LLC, thereby authorizing a 15-year tax exemption for 100% of the value of the improvements made to real property located at 1811 Losantiville Avenue in the Roselawn neighborhood of Cincinnati in connection with the construction of a building containing (a) 50 senior affordable housing units and common space with an aggregate of 52,254 square feet and (b) 6,822 square feet of community-focused commercial space located on such real property, which construction shall be completed in compliance with Leadership in Energy and Environmental Design Silver, Gold or Platinum standards or Living Building Challenge standards, in each case as more particularly specified in the agreement, at a total construction cost of approximately \$8,050,000.

**201700803 - ORD# 0129-2017**

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 6/1/2017, approving and authorizing the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Paramount Redevelopment Group, LLC, thereby authorizing a 12-year tax exemption for 100% of the value of the improvements made to the real property located at 737 E. McMillan Street in the Walnut Hills neighborhood of Cincinnati in connection with the remodeling of the building thereon into residential space, which remodeling shall be completed at a total construction cost of approximately \$1,143,775.

**201700804 - ORD# 0130-2017**

ORDINANCE (EMERGENCY) submitted by Mayor John Cranley, from Paula Boggs Muething, City Solicitor, on May 25, 2017, AUTHORIZING the transfer of and return to source Fund 050 the amount of \$250,000 from the Department of Public Health FY 2017 General Fund operating account, 050x261x7400; AUTHORIZING the transfer of and return to source Fund 758 the sum of \$750,000 from various capital improvement program project accounts for the purpose of closing out or decreasing certain existing capital improvement program project accounts, according to Section 1 of the attached Schedule of Transfer; and further AUTHORIZING the transfer and appropriation of the sum of \$1,000,000 from the unappropriated surplus of Funds 050 and 758 to an existing capital improvement program project account all for the purpose of providing an additional \$1,000,000 in resources to the Avondale Town Center redevelopment project, in accordance with Section 2 of the attached Schedule of Transfer.

**201700819 - ORD# 0131-2017**

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 6/1/2017, dedicating, accepting and confirming the dedication of certain City-owned real property to public use for right-of-way purposes in accordance with the plats entitled "Dedication Plat East Court Street 0.004 Acres," "Dedication Plat Gilbert Avenue 0.098 Acres," "Dedication Plat Eggleston Avenue 0.138 Acres," "Dedication Plat Reading Road 0.161 Acres," "Dedication Plat Reading Road 0.326 Acres" and "Dedication Plat Reading Road 0.628 Acres," as part of the Jack Cincinnati Casino development in downtown Cincinnati.

**201700833 - ORD# 0132-2017**

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 6/5/2017, approving and authorizing the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Deeper Roots Holdings LLC, thereby authorizing a 12-year tax exemption for 100% of the value of the improvements made to real property located at 2108 Colerain Avenue in the West End neighborhood of Cincinnati in connection with the remodeling of an existing building into a coffee house, which remodeling shall be completed at a total construction cost of approximately \$400,000.

**201700784 - ORD# 0133-2017**

ORDINANCE, submitted by Councilmember Simpson from Paula Boggs Muething, City Solicitor, MODIFYING Title III, "General Compensation Provisions," of the Cincinnati Municipal Code by enacting new Section 306-69 to permit payroll deductions for contributions to The Shield, Inc.

**201700814 - ORD# 0134-2017**

ORDINANCE submitted by Harry Black, City Manager, on 6/1/2017, modifying Chapter 879, "Drug Paraphernalia," of the Cincinnati Municipal Code, by amending the provisions of Section 879-7, "Possession, Manufacture or Sale of Drug Paraphernalia," to permit persons to possess, use, and manipulate medical marijuana-related paraphernalia to the same extent its possession, use, and manipulation is permitted or licensed pursuant to the laws of the State of Ohio.

**201700835 - ORD# 0135-2017**

ORDINANCE, (EMERGENCY) submitted by Councilmember Smitherman from Paula Boggs Muething, City Solicitor, ESTABLISHING a moratorium on the issuance of all permits, licenses, and similar approvals that would allow cultivators, processors, laboratories, or retail dispensaries of medical marijuana to establish facilities in SF, "Single-Family," and RM, "Residential Multi-Family," zoning districts in the City of Cincinnati for a period of twelve months commencing on the effective date of this ordinance.

**RESOLUTIONS**

**201700838 - RES# 0042-2017**

RESOLUTION, submitted by Councilmember Seelbach, RECOGNIZING and honoring attorney Scott Knox for his lifelong advocacy on behalf of the lesbian, gay, bisexual, transgender and queer ("LGBTQ") community.

**201700841 - RES# 0043-2017**

RESOLUTION, submitted by Councilmember Seelbach, RECOGNIZING Mount Auburn Presbyterian Church for its commitment to the full inclusion and equality of lesbian, gay, bisexual, transgender and queer ("LGBTQ") individuals in the church and the City of Cincinnati.

**201700844 - RES# 0044-2017**

RESOLUTION, submitted by Councilmember Simpson, EXPRESSING the Mayor and City Council's opposition to President Trump's decision to withdraw from the Paris Climate Agreement which was previously agreed upon in 2015 by a consensus vote of representatives, including a representative of the United States, at the 21st Conference of the Parties of the United Nations Framework Convention on Climate Change in Paris, France.